

# TRAVERSER'S SIXTIETH BILL OF EXCEPTIONS.

After the occurrence of the matter set out in the first, second, third, fourth, fifth, sixth, seventh, eighth, ninth, tenth, eleventh, twelfth, thirteenth, fourteenth, fifteenth, sixteenth, seventeenth, eighteenth, nineteenth, twentieth, twenty-first, twenty-second, twenty-third, twenty-fourth, twenty-fifth, twenty-sixth, twenty-seventh, twenty-eighth, twenty-ninth, thirtieth, thirty-first, thirty-second, thirty-third, thirty-fourth, thirty-fifth, thirty-sixth, thirty-seventh, thirty-eighth, thirty-ninth, fortieth, forty-first, forty-second, forty-third, forty-fourth, forty-fifth, forty-sixth, forty-seventh, forty-eighth, forty-ninth, fiftieth, fifty-first, fifty-second, fifty-third, fifty-fourth, fifty-fifth, fifty-sixth, fifty-seventh, fifty-eighth and fifty-ninth bill of exceptions, all of which is hereby made a part hereof as fully as if the same were herein repeated at large, Witness DR. J. C. JOYCE, being called in rebuttal for the State, testified as follows:

DR. J. C. JOYCE, a witness of lawful age, being produced in rebuttal on behalf of the State, having been previously sworn, testified as follows:

## THE DIRECT EXAMINATION BY MR. GREEN.

Q. Dr. Joyce, do you know Mrs. Stewart? A. Yes, sir.

Q. When you reached the Brandon home on Wednesday, August 8th, was Mrs. Stewart there? A. No, sir.

Q. Did Mrs. Stewart in your presence, Doctor, make any examination of the body?

(Mr. Grason objected to this question as not being proper rebuttal; the objection was overruled, and Mr. Grason noted an exception.)

To which huling of the Court the traverser by his counsel excepted, and prays the Court to sign and seal this his Sixtieth Bill of Exceptions, which is accordingly done this 23rd day of September, 1918.

FRANK I. DUNCAN. (Seal)

# TRAVERSER'S SIXTY-FIRST BILL OF EXCEPTIONS.

After the occurrence of the matter set out in the first, second, third, fourth, fifth, sixth, seventh, eighth, ninth, tenth, eleventh, twelfth, thirteenth, fourteenth, fifteenth, sixteenth, seventeenth, eighteenth, nineteenth, twentieth, twenty-first, twenty-second, twenty-third, twenty-fourth, twenty-fifth, twenty-sixth, twenty-seventh, twenty-eighth, twenty-ninth, thirtieth, thirty-first, thirty-second, thirty-third, thirty-fourth, thirty-fifth, thirty-sixth, thirty-seventh, thirty-eighth, thirty-ninth, fortieth, forty-first, forty-second, forty-third, forty-fourth, forty-fifth, forty-sixth, forty-seventh, forty-eighth, forty-ninth, fiftieth, fifty-first, fifty-second, fifty-third, fifty-fourth, fifty-fifth, fifty-sixth, fifty-seventh, fifty-eighth, fifty-ninth and sixtieth bill of exceptions, all of which is hereby made a part hereof as fully as if the same were herein repeated at large, witness DR. J. C. JOYCE, continuing, says:

A. No, sir.

Q. Doctor, did Mrs. Stewart, at your suggestion, or in your presence, get a hairpin from the bureau to make an examination of the wound in the head, or insert a hairpin in that wound?

(This question was objected to by Mr. Grason; the objection was overruled, and Mr. Grason noted an exception.)

A. No, sir.

Q. Did you ever make any suggestion that she do that?

(This question was objected to by Mr. Grason; the objection was overruled, and Mr. Grason noted an exception.)

To which ruling of the Court the traverser by his counsel excepted, and prays the Court to sign and seal this, his Sixty-first Bill of Exceptions, which is accordingly done this 23rd day of September, 1918.

FRANK I. DUNCAN. (Seal)

Witness, continuing, says:

A. No, sir.

Q. Did she assist you in making any examination of the genital organs of the body? A. No, sir.

Q. Doctor, did Mrs. Stewart open Mrs. Brandon's legs? A. No, sir.

Q. Did Mrs. Stewart take the woman's legs and press them apart? A. No, sir.

Q. Did she take a pin and open the vagina? A. No, sir.

Q. Doctor, did you ask Mrs. Stewart to open the legs of the body? A. No, sir.

Q. Did she open the legs of the body in your presence? A. No, sir.

Q. Did she touch the body in your presence? A. Not that I saw. I was there, but I didn't see her.

Q. Doctor, was Mrs. Stewart there at all? A. She came in just before I left.

Q. Came in where? A. She came into the room after I had been there some time, and I left in a short time.

Q. Did you have any talk with her at all in that room? A. I think she said something to me.

Q. Do you remember what it was? A. I don't think I can say what she said to me. It was only a few words.

Q. But you do know that she made no examination of that body in your presence or at your suggestion? A. Yes, sir.

#### CROSS-EXAMINATION.

Q. (By Mr. Brady): Doctor, do you remember who had charge of that body when you first went there, and whether there was any white woman paying any attention to it? A. No one in particular.